### North Carolina Alcoholic Beverage Control Commission 3322 Garner Road Raleigh, NC 27610

### Summary of Action Taken On September 13, 2002

### **SECTION I**

### **CONTESTED CASES**

### Suspension:

Acme Retail, Inc.
 T/A Handy Pantry
 105 South Polk Street
 Pineville, NC 28134
 Q11267 974
 AK AO AM

Offer in Compromise - 30-day suspension, suspended upon payment of \$300.00 on charge of failure to superintend.

### **SECTION II**

### OFFERS IN COMPROMISE

### Suspensions:

2. American Service Marts, Inc. T/A Apex Food Mart 321 South Salem Street Apex, NC 27502 00111205AK 999 AK AO AM

3. Craven Street Company, Inc. T/A Dock House Restaurant 500 Front Street Beaufort, NC 28516 47379A 999 AJ AN AL AY

Offer in Compromise - 10-day suspension, suspended upon payment of \$800.00 on charge of selling alcoholic beverages to a person less than 21 years old.

### 4. Eckerd Corporation T/A Eckerd Drugs 2403 5740 North Graham Street Charlotte, NC 28262 Q11452 787 AK AO AM

Offer in Compromise - 15-day suspension, suspended upon payment of \$1,500.00 on charge of selling alcoholic beverages to a person less than 21 years old.

# Eckerd Corporation T/A Eckerd Drugs 2564 8124 Providence Road Charlotte, NC 28726 Q11452 863 AK AO AM

Offer in Compromise - 10-day suspension, suspended upon payment of \$800.00 on charge of selling alcoholic beverages to a person less than 21 years old.

# 6. Eckerd Corporation T/A Eckerd Drugs 2922 3716-J West W T Harris Boulevard Charlotte, NC 28213 Q11452 845 AK AO AM

Offer in Compromise - 10-day suspension, suspended upon payment of \$800.00 on charge of selling alcoholic beverages to a person less than 21 years old.

# 7. Eckerd Corporation T/A Eckerd Drugs 2949 4215 Providence Road Charlotte, NC 28211 Q11452 851 AK AO AM

### 8. Galaxy of Sports, Inc. T/A Galaxy Lanes Hwy 70 West Kinston, NC 28501 Q42425A 999 AJ

Offer in Compromise - 5-day suspension, suspended upon payment of \$400.00 on charge of selling alcoholic beverages to a person less than 21 years old.

Glendale Springs Inn, Inc.
 T/A Glendale Springs Inn and Restaurant
 7414 NC Hwy 16 South
 Glendale Springs, NC 28629
 65542H 999
 AJ AL AR AV

Offer in Compromise - 3-day suspension, suspended upon payment of \$300.00 on charge of possessing fortified wine upon premises where such possession or consumption was not authorized.

 Mary Elizabeth Hanks T/A Hank's Amoco 1705 Freeway Drive Reidsville, NC 27320 00092947AK 999 AK AO AM

Offer in Compromise - 15-day suspension, suspended upon payment of \$1,500.00 on charge of selling alcoholic beverages to a person less than 21 years old.

11. Hooters of Matthews, Inc.

T/A Hooters 9201 East Independence Boulevard Matthews, NC 28105 00101083AJ 999 AJ AL

Offer in Compromise - 10-day suspension, suspended upon payment of \$800.00 on charge of selling alcoholic beverages to a person less than 21 years old.

### 12. Partnership

T/A Milton Food Mart 2824 Milton Road Charlotte, NC 28215 00086466AK 999 AK AO AM

# Sez Tec LLC T/A Qdoba Mexican Grill 320 East W T Harris Boulevard Charlotte, NC 28262 00093425AJ 996 AJ

Offer in Compromise - 10-day suspension, suspended upon payment of \$800.00 on charge of selling alcoholic beverages to a person less than 21 years old.

# 14. Afzal Ahmed Khan T/A Quality Mart 2 5601 East Independence Boulevard Charlotte, NC 28212 65080B 997 AK AM

Offer in Compromise - 15-day suspension, suspended upon payment of \$1,500.00 on charge of selling alcoholic beverages to a person less than 21 years old.

### 15. Riverview Inn, Inc.

T/A Riverview Inn 10012 Moores Chapel Loop Charlotte, NC 28214 43621A 999 AJ AN AL AY

Offer in Compromise - 5-day suspension, suspended upon payment of \$400.00 on charge of selling alcoholic beverages to a person less than 21 years old.

### Battleground Restaurant Group of the Southeast, Inc.

T/A Rock Ola Café
1406 Garner Station Boulevard
Raleigh, NC 27603
60655A 999
AJ AN AL AY

Offer in Compromise - 3-day suspension, suspended upon payment of \$600.00 on charge of possessing a container of spirituous liquor not bearing a mixed beverage tax stamp while upon the licensed premises.

### 17. Sav Way Foods, Inc.

T/A Sav Way Foods 4459 Central Avenue Charlotte, NC 28205 66825B 999 AK AO AM

### 18. Pablo Santilan

T/A Tienda Mexicana Lupitas 3023 Central Avenue Charlotte, NC 28205 65591B 999 AK

Offer in Compromise - 15-day suspension, suspended upon payment of \$1,500.00 on charge of selling alcoholic beverages to a person less than 21 years old.

### 19. Phoenix Foods, Inc.

T/A Town and Country IGA 4 1700 Live Oak Street Beaufort, NC 28516 65947B 996 AK AO AM

Offer in Compromise - 10-day suspension, suspended upon payment of \$800.00 on charge of selling alcoholic beverages to a person less than 21 years old.

### 20. James Mitchell Walker

T/A Walker's Exxon Service 3416 Freedom Drive Charlotte, NC 28208 58489B 998 AK AM

Offer in Compromise - 10-day suspension, suspended upon payment of \$800.00 on charge of selling alcoholic beverages to a person less than 21 years old.

### 21. Fourmill Limited LLC

T/A Store 20 Jupiter Road Alexander, NC 28701 00083696AK 999 AK AM

Offer in Compromise - 10-day suspension, suspended upon payment of \$800.00 on charge of selling alcoholic beverages to a person less than 21 years old.

### 22. Rita Dilip Shah

T/A Amoco Food Shop 101 North Polk Street Pineville, NC 28134 00099880AK 999 AK AM

### 23. Dennis Keith McDonald T/A Blowing Rock B P 431 Sunset Drive Blowing Rock, NC 28605 17358B 999 AK

Offer in Compromise - 10-day suspension, suspended upon payment of \$800.00 on charge of selling alcoholic beverages to a person less than 21 years old.

### 24. Bi Lo, Inc.

T/A Bi Lo 236 101 Eastway Drive Charlotte, NC 28213 Q11479 945 AK AO AM

Offer in Compromise - 10-day suspension, suspended upon payment of \$800.00 on charge of selling alcoholic beverages to a person less than 21 years old.

### 25. B N Y Charlotte, Inc.

T/A Bar Charlotte 300 North College Street Suite 104 Charlotte, NC 28202 64803A 999 AJ AN AL AR AZ

Offer in Compromise - 5-day suspension, suspended upon payment of \$500.00 on charge of being open to the general public.

### 26. Loren G. Imeson

T/A Blowing Rock Café 349 Sunset Drive Blowing Rock, NC 28605 4231A 999 AJ AN AL

Offer in Compromise - 13 day suspension, suspended upon payment of \$800.00 on charges of selling alcoholic beverages to a person less than 21 years old and failure to post the ABC permits held by this establishment in a prominent place.

### 27. Colvard Oil Company, Inc.

T/A Dollar Mart 1 7206 Valley Boulevard Blowing Rock, NC 28605 34030B 994 AK AM

### 28. D B's of Spring Lake, Inc.

T/A D B's 660 West Manchester Road Spring Lake, NC 28390 00101458AJ 999 AJ AN AL AZ

Offer in Compromise - 5-day suspension, suspended upon payment of \$500.00 on charge of performing services while or after having consumed alcoholic beverages while upon the licensed premises.

### 29. Dean's Mini Mart. Inc.

T/A Dean's Mini Mart 3598 Yadkinville Road Winston Salem, NC 27106 69114B 999 AK

Offer in Compromise - 45-day suspension, with the last 30 days suspended upon payment of \$3,000.00 on charge of selling alcoholic beverages to a person less than 21 years old.

### 30. Partnership

T/A Dash N 1312 North Arendell Avenue Zebulon, NC 27549 66510B 999 AK AO AM

Offer in Compromise - 15-day suspension, suspended upon payment of \$1,500.00 on charge of selling alcoholic beverages to a person less than 21 years old.

### 31. Eckerd Corporation

T/A Eckerd Drugs 1294 7611 Matthews Pineville Road Charlotte, NC 28226 Q11452 864 AK AO AM

Offer in Compromise - 10-day suspension, suspended upon payment of \$800.00 on charge of selling alcoholic beverages to a person less than 21 years old.

### 32. Eckerd Corporation

T/A Eckerd Drugs 2484 800-I Fairview Road Asheville, NC 28803 Q11452 928 AK AO AM

### 33. El Rincon, Inc.

T/A El Rincon Mexican Restaurant 2 5846 Albemarle Road Charlotte, NC 28212 00086857AJ 998 AJ AN AL AY

Offer in Compromise - 10-day suspension, suspended upon payment of \$800.00 on charge of selling alcoholic beverages to a person less than 21 years old.

### 34. Suheil Mohammad Qassem

T/A Flags Food Market 2 West 11<sup>th</sup> Street Weldon, NC 27890 62258B 997 AK AO AM

Offer in Compromise - 3-day suspension, suspended upon payment of \$100.00 on charge of failure to superintend, in person or through a manager, the business for which a permit was issued.

### 35. Partnership

T/A G W's Pantry 2448 East John Street Matthews, NC 28105 00086232AK 999 AK AO AM

Offer in Compromise - 10-day suspension, suspended upon payment of \$800.00 on charge of selling alcoholic beverages to a person less than 21 years old.

### 36. Chad Sharpe, Inc.

T/A Hotshots Grill and Bar 960 Plantation Drive Burlington, NC 27215 68823A 999 AJ AN AL AY

Offer in Compromise - 5-day suspension, suspended upon payment of \$500.00 on charge of knowingly allowing violations of the gambling statutes to occur upon the licensed premises.

### 37. Chadwick David Ledbetter

T/A Heineken USA 360 Hamilton Avenue Suite 1103 White Plains, NY 10601 00095299VR 999 BB

Offer in Compromise - 60 day suspension, suspended upon payment of \$2,500.00 on charge of giving an alcoholic beverage retailer's employee things of value, i.e.; golf bag, golf shirt and golf balls.

### 38. Boulous, Inc.

T/A High Point B P 1101 East Lexington Avenue High Point, NC 27262 66984B 999 AK AO AM

Offer in Compromise - 20-day suspension, suspended upon payment of \$1,700.00 on charge of knowingly selling alcoholic beverages to an intoxicated person on the licensed premises.

### 39. L and L Stores, Inc.

T/A L and L Food Stores 5 109 Nash Street Spring Hope, NC 27882 Q11191 992 AK AO AM

Offer in Compromise - 10-day suspension, suspended upon payment of \$800.00 on charge of selling alcoholic beverages to a person less than 21 years old.

### 40. RSKLLC

T/A Manor House Restaurant 551 Chetola Lake Drive Blowing Rock, NC 28605 68426A 999 AJ AN AL AY

Offer in Compromise - 10-day suspension, suspended upon payment of \$800.00 on charge of selling or giving alcoholic beverages to a person less than 21 years old.

### 41. Specialty Distributors, Inc.

T/A Fiesta International 2 1219 South Bright Leaf Boulevard Smithfield, NC 27577 68898B 999 AK AO AM

Offer in Compromise - 1-day suspension, suspended upon payment of \$100.00 on charge of displaying still pictures or other visual reproductions depicting acts or simulated acts of sexual intercourse or other sexual acts that are prohibited by law.

### 42. Tricorn Corp.

T/A Silver Fox 5115 Cumberland Road Fayetteville, NC 28306 40130A 999 AJ AN AL AZ AS

Offer in Compromise - 5-day suspension, suspended upon payment of \$500.00 on charge of knowingly allowing violations of the gambling statutes to occur.

# 43. Randa Rateb Yacoub T/A Fast Food 205 South Memorial Drive Greenville, NC 27834 63261B 998 AK AO AM

Offer in Compromise - 10-day suspension, suspended upon payment of \$800.00 on charge of selling alcoholic beverages to a person less than 21 years old.

### 44. Pantry, Inc.

T/A Kangaroo 3472 509 East New Bern Road Kinston, NC 28504 Q11443 626 AK AO AM

Offer in Compromise - 10-day suspension, suspended upon payment of \$800.00 on charge of selling alcoholic beverages to a person less than 21 years old.

### 45. Pantry, Inc.

T/A Etna 3181 310 East New Bern Road Kinston, NC 28504 Q11443 696 AK AO AM

Offer in Compromise - 15-day suspension, suspended upon payment of \$1,500.00 on charge of selling alcoholic beverages to a person less than 21 years old.

### 46. Desai Patel, Inc.

T/A Ballantyne Amoco 9935 Ballantyne Common Parkway Charlotte, NC 28277 58630B 998 AK AM

Offer in Compromise - 10-day suspension, suspended upon payment of \$800.00 on charge of selling alcoholic beverages to a person less than 21 years old.

### 47. Lawndale Service Center, Inc.

T/A Battleground Texaco 1703 Battleground Avenue Greensboro, NC 27408 61012B 998 AK

### 48. Lorna York Shumaker T/A Church Street Stop and Shop 4204 North Church Street Greensboro, NC 27455 49808A 997 ΑJ

Offer in Compromise - 10-day suspension, suspended upon payment of \$800.00 on charge of selling alcoholic beverages to a person less than 21 years old.

### 49. Woodlawn Group LLC T/A Clarion Hotel Classic Sports Bar 321 West Woodlawn Road Charlotte, NC 28217 00106313AJ 999 AJ AN AL AY

Offer in Compromise - 10-day suspension, suspended upon payment of \$750.00 on charge of failure to immediately and permanently deface the mixed beverage tax stamp on empty spirituous liquor containers.

### 50. Dana Kitt T/A Club Emerald City 864 Hwv 177 Hamlet, NC 28345 00108358AJ 999 ΑJ

Offer in Compromise - 3-day suspension, suspended upon payment of \$600.00 on charge of possessing spirituous liquor upon premises where such possession was not authorized.

### 51. Partnership T/A Culler's Food Center 1118 English Road High Point, NC 27262

00109965AK 999

AK AO AM

Offer in Compromise - 10-day suspension, suspended upon payment of \$800.00 on charge of selling alcoholic beverages to a person less than 21 years old.

### 52. East Boulevard Bar and Grill, Inc.

T/A East Boulevard Bar and Grill 1601 East Boulevard Charlotte, NC 28202 36655A 999 AJ AN AL AY

### 53. H Y L Enterprises, Inc. T/A Fairway One Stop 8 1301 South Eugene Street Greensboro, NC 27406 00109740AK 999

Offer in Compromise - 10-day suspension, suspended upon payment of \$800.00 on charge of selling alcoholic beverages to a person less than 21 years old.

### 54. Ruby Tuesday, Inc. T/A Ruby Tuesday 7401 Independence Boulevard Charlotte, NC 28227 Q11469 995 AJ AN AL AY

Offer in Compromise - 10-day suspension, suspended upon payment of \$800.00 on charge of selling alcoholic beverages to a person less than 21 years old.

### 55. Emma Ruth Simonds T/A Tony's 100004 Moores Chapel Loop Charlotte, NC 28214 52451A 998 AJ AN AL AZ

Offer in Compromise - 10-day suspension, suspended upon payment of \$800.00 on charge of selling alcoholic beverages to a person less than 21 years old.

# 56. Terrick Corporation T/A Tony's Bourbon Street Oyster Bar 201 South Tryon Street Charlotte, NC 28202 67674A 997 AJ AN AL AY

Offer in Compromise - 10-day suspension, suspended upon payment of \$800.00 on charge of selling alcoholic beverages to a person less than 21 years old.

# 57. Winn Dixie Charlotte, Inc. T/A Winn Dixie 2008 818 East Arrowood Road Charlotte, NC 28217 Q11211 889 AK AO AM

### 58. Sonya Enterprises, Inc. T/A Fred's Kwik Shop 4000 North Graham Street Charlotte, NC 28206 62708B 999 AK AO AM

Offer in Compromise - 10-day suspension, suspended upon payment of \$400.00 on charge of selling alcoholic beverages to a person less than 21 years old.

### 59. Graduate Uptown, Inc. T/A Graduate Food and Pub 123 West Trade Street Charlotte, NC 28202 00095156AJ 999

AJ AL AY

Offer in Compromise - 10-day suspension, suspended upon payment of \$800.00 on charge of selling alcoholic beverages to a person less than 21 years old.

### 60. Victoria Ruth Hinson

T/A Hazel's 8106 Wilkinson Boulevard Charlotte, NC 28208 52674A 999 AJ AL

Offer in Compromise - 10-day suspension, suspended upon payment of \$800.00 on charge of selling alcoholic beverages to a person less than 21 years old.

### 61. Willie Howard Macy

T/A Howard's Lounge 904 Tulane Drive Kernersville, NC 27284 25765A 998

AJ

Offer in Compromise - 10-day suspension, suspended upon payment of \$1,000.00 on charge of knowingly allowing violations of the gambling statutes to occur upon the licensed premises.

### 62. Yusra Ziad Nassar

T/A Jolly Rogers 405 East 14<sup>th</sup> Street Greenville, NC 27858 00108219AK 999 AK AO AM

# 63. Mukeshcha N. Surti T/A Midway Mart 600 Cape Lookout Drive Harkers Island, NC 28531 0009021AK 999 AK AO AM

Offer in Compromise - 12-day suspension, suspended upon payment of \$1,000.00 on charge of selling alcoholic beverages to a person less than 21 years old.

# 64. Madeline Rose Joyce T/A Mattie's Sports Bar and Billiards 2901 Hwy 97 Wendell, NC 27591 00089734AJ 999 AJ AN AL AZ

Offer in Compromise - 25-day suspension, suspended upon payment of \$2,500.00 on charges of failure to supervise, performing services while or after consuming alcoholic beverages and being open to the general public.

### 65. Morton's of Chicago Holding, Inc. T/A Morton's The Steakhouse 227 West Trade Street Charlotte, NC 28202 00092667AJ 999 AJ AN AL AY BX

Offer in Compromise - 10-day suspension, suspended upon payment of \$800.00 on charge of selling or giving alcoholic beverages to a person less than 21 years old.

### 66. Nichol's Food Store, Inc. T/A Nichol's Food Store 9245 Wilkinson Boulevard Charlotte, NC 28208 45036B 999 AK AO AM

Offer in Compromise - 10-day suspension, suspended upon payment of \$800.00 on charge of selling alcoholic beverages to a person less than 21 years old.

### 67. Willyn, Inc.

T/A Northwest Superette 1014 North NC Hwy 68 Oak Ridge, NC 27310 69727B 999 AK AM

# 68. Omar Rafiq T/A One Stop 4 6750 Hendersonville Road Fletcher, NC 28732 00080012AK 999 AK AO AM

Offer in Compromise - 20-day suspension, suspended upon payment of \$1,600.00 on charges of performing services while or after having consumed alcoholic beverages while upon the licensed premises and becoming intoxicated while upon the licensed premises.

### 69. Petro Express, Inc. T/A Petro Express 4 4500 Randolph Road Charlotte, NC 28210 Q11358 999 AK AO AM

Offer in Compromise - 15-day suspension, suspended upon payment of \$1,500.00 on charge of selling alcoholic beverages to a person less than 21 years old.

# 70. Franklin Gene Stultz T/A Pop's Place 7305 Long Beach Road Oak Island, NC 2461 00108606AJ 999 AJ AL

Offer in Compromise - 25-day suspension, suspended upon payment of \$2,500.00 on charges of possessing a slot machine, possessing a gambling device and allowing gambling to occur on the licensed premises.

# 71. Gary Waldon Puckett T/A Puckett's Farm Equipment 2740 West Sugar Creek Road Charlotte, NC 28262 00094046AJ 999 AJ

Offer in Compromise – 10-day suspension, suspended upon payment of \$1,000.00 on charges of failure to clear all tables and counters of all alcoholic beverage containers by 2:30 a.m., allowing an intoxicated person to consume alcoholic beverages on the licensed premises, performing services while or after having consumed alcoholic beverages while upon the licensed premises and becoming intoxicated while upon the licensed premises.

# 72. Ryna Imkan Corporation LLC T/A Quality Mart 4 498 Bodenhamer Street Kernersville, NC 27284 00111502AK 999 AK AO AM

### 73. Mi Pueblo No. 5, Inc. T/A Mi Pueblo 111 North Point Avenue High Point, NC 27062 67992A 999 AJ AN AL AY

Offer in Compromise - 30-day suspension, with the last 25 days suspended upon payment of \$2,500.00 on charge of selling or giving alcoholic beverages to a person less than 21 years old.

### 74. Partnership T/A El Rincon Latino 2241 New Hope Church Road Raleigh, NC 27604 00105653 999 AJ

Offer in Compromise - 5-day suspension, suspended upon payment of \$500.00 on charge of not being off duty for the remainder of the day on the licensed premises after consuming alcoholic beverages.

### 75. Huffman Oil Company, Inc. T/A Reynolda Texaco 2898 Reynolda Road Winston Salem, NC 27106 Q11244 980 AK AO AM

Offer in Compromise - 90-day suspension, with the last 30 days suspended upon payment of \$5,000.00 on charge of selling alcoholic beverages to a person less than 21 years old.

### 76. Party Zone USA, Inc. T/A Party Zone 1409 LeJeune Boulevard Jacksonville, NC 28540 0010615AJ 999 AJ AL AZ

Offer in Compromise - 6-day suspension, suspended upon payment of \$600.00 on charge of allowing by engaging in disorderly conduct, which could have been avoided without undue danger.

### 77. Circle K Stores, Inc. T/A Circle K 4942 4234 Providence Road Charlotte, NC 28211 Q11434 967 AK AO AM

# 78. Pantry, Inc. T/A Pantry 320 3289 Avent Ferry Road Raleigh, NC 27606 Q11443 854 AK AO AM

Offer in Compromise - 10-day suspension, suspended upon payment of \$800.00 on charge of selling alcoholic beverages to a person less than 21 years old.

### 79. Leonard Kray Mims T/A Game Room Billiards and Lounge 3628 Ramsey Street Fayetteville, NC 28311 53555A 999 AJ AZ

Offer in Compromise - 3-day suspension, suspended upon payment of \$300.00 on charge of failure to clear all tables and counters of all alcoholic beverage containers by 2:30 a.m.

# 80. Sherwood Park, Inc. T/A Sherwood Swim and Racquet Club 100 Alma Pinnix Drive Greensboro, NC 27025 53505A 999 AJ AL

Offer in Compromise - 4-day suspension, suspended upon payment of \$400.00 on charges of failure to have an employee who is at least 18 years old and failure to purchase alcoholic beverages only from a wholesaler who maintains a place of business in this state and has the proper permit.

### **Cancellations:**

# 81. Tides Bistro LLC T/A Tides 1125 Military Cutoff Road Wilmington, NC 28406 00091834AJ 999 AJ AN AL AY

Cancel and pay \$400.00 on charge of selling alcoholic beverages to a person less than 21 years old.

### **ADD ON CASES**

### **Cancellation:**

82. Partnership
T/A Express Mart
1807 Weeksville Road
Elizabeth City, NC 27909
00101249AK 999
AK AO AM

Cancel and pay \$400.00 on charge of selling alcoholic beverages to a person less than 21 years old.

### **Revocation:**

83. Mohamad Fawzi Awaddallah T/A 21 Mike 300 South Main Street Farmville, NC 27828 00106600AK 999 AK AO AM

Revoke on charge of selling alcoholic beverages to a person less than 21 years old.